

The Cabinet Office

Bureau du Conseil des ministres

Communications Services

Services des Communications



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October 18, 2023

VIA EMAIL TO:



**Subject: FOI Request PO 23-182 (Amin Massoudi's Calendar)
Decision and Fee**

This is in response to your request submitted under the *Freedom of Information and Protection of Privacy Act* (the Act, FIPPA), for access to “calendar of Amin Massoudi for December 1, 2019 to March 31, 2020 and August 1, 2022 to September 30, 2022”.

The delegated Head has approved a decision to grant access to Amin Massoudi's daily calendars from December 1, 2019 to March 31, 2020 and from August 1, 2022 to August 27, 2022. There are no records from August 28, 2022 to September 30, 2022, as Amin Massoudi ended his employment with the Ontario government on August 27, 2022. The following exemptions have been applied to certain information in the records:

- Section 12 to protect the substance of deliberations of the Executive Council or its committees
- Section 14 to ensure the security of a system for which protection is reasonably required
- Section 21(1) to protect personal privacy
- Section 65(6) to protect employment and labour relations.

Please note that Amin Massoudi's calendar also includes information about personal and other appointments and meetings that do not relate to the business of the Premier's Office or the administration of government¹.

¹ 1 The Supreme Court of Canada in *Canada (Information Commissioner) v. Canada (Minister of National Defence)*, 2011 SCC 25, [2011] 2 S.C.R. 306 (“National Defence”), established a test to determine when records are subject to access to information legislation. In accordance with the Supreme Court's decision, records that relate to party, constituency or caucus/ legislative assembly business fall outside of the scope of FIPPA if they do not relate to the administration of government and a senior member of the public service would not be expected to access the information in relation to the administration of government.

Accordingly, information that is not subject to FIPPA has been removed and is indicated "Non-Responsive" or "Excluded from FIPPA".

To release the records, a payment in the amount of \$7.50 is required, payable to the Minister of Finance. This amount is based on charging fees, in accordance with section 57 of FIPPA, Regulation 460 section 6, for:

Preparing: 0.25 @\$30.00/hour = \$ 7.50

The Act provides for a full or partial waiver of payment if, in the opinion of Cabinet Office, it is fair and equitable to do so because dissemination of the records will benefit public health or safety or if the fee will cause you a financial hardship. Please submit documentation if you wish to request a fee waiver.

You may, within 30 days of the receipt of this letter, request a review of this decision and/or fee by the Information and Privacy Commissioner by filing an appeal online at www.ipc.on.ca or mailing the form with the appeal fee of \$25.00, cheque or money order, payable to "Minister of Finance" to: Registrar, Information and Privacy Commissioner of Ontario, 2 Bloor Street East, Suite 1400, Toronto, ON, M4W 1A8, telephone (416) 326-3333 or 1-800-387-0073.

Sincerely,



Janet Dadufalza
Senior Manager

Freedom of Information and Issues